

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

CHRISTINA FERRELL,

Plaintiff,

v.

LVNV FUNDING, LLC,

Defendant.

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CASE NO. 2:20-cv-2011

NOTICE OF REMOVAL

PLEASE TAKE NOTICE that on this date, Defendant LVNV Funding, LLC hereby removes the above-captioned matter to this Court from the Court of Common Pleas of Allegheny County, Pennsylvania and in support thereof avers as follows:

1. LVNV Funding, LLC is a defendant in a civil action commenced on October 30, 2020 in the Court of Common Pleas of Allegheny County, Pennsylvania titled *Christina Ferrell v. LVNV Funding, LLC* and docketed to Case No. AR-20-004169.

2. The removal is timely under 28 U.S.C. § 1446(b). LVNV received service of Plaintiff's Complaint by certified mail on November 30, 2020.

3. Pursuant to 28 U.S.C. § 1446, attached here as Exhibits A and B are copies of all process, pleadings, and orders filed in the state court action.

4. The District Court¹ has original jurisdiction over this action pursuant to 28 U.S.C. § 1331, in that Plaintiff has filed claims against LVNV alleging violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.*

5. On this date, LVNV has provided notice of this Removal to counsel for Plaintiff and to the Court of Common Pleas of Allegheny County, Pennsylvania.

WHEREFORE, Defendant LVNV Funding, LLC respectfully removes this case to the United States District Court for the Western District of Pennsylvania.

Respectfully submitted,

MESSER STRICKLER, LTD.

By: /s/ Lauren M. Burnette
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Counsel for Defendant

Dated: December 28, 2020

¹ Once again, this lawsuit was filed in Allegheny County, Pennsylvania despite the absence of any factual allegations to establish that LVNV is subject to “general jurisdiction” there; despite the absence of facts linking Plaintiff and her claims to Allegheny County; and despite the fact that Plaintiff’s Complaint clearly shows that Plaintiff’s claims arose in Philadelphia County. LVNV filed preliminary objections as to venue, and those Preliminary Objections remain pending. *See* Exhibit B.

CERTIFICATE OF SERVICE

I certify that on December 28, 2020, a true copy of the foregoing document was served
as follows:

Via E-mail and U.S. Mail Postage Prepaid

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Counsel for Plaintiff

Via Electronic Filing

Court of Common Pleas
Allegheny County
414 Grant St.
Pittsburgh, PA 15219

MESSER STRICKLER, LTD.

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